

Docket No: 42390.P9737

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Tony Hamilton

Application No.: 09/677,261

Filing Date: September 30, 2000

For: METHOD AND APPARATUS FOR  
PROVIDING DYNAMICAL  
SCALABILITY

Examiner: Wang, Albert C.

Art Unit: 2115

Confirmation No.: 2092

Date Of NOA: March 16, 2005

**RECEIVED**

JUL 27 2005

**OFFICE OF PETITIONS**

M/S: PETITIONS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**IMMEDIATE CONSIDERATION REQUESTED**

**PETITION TO WITHDRAW APPLICATION  
FROM ISSUE UNDER 37 C.F.R. § 1.313(c)(2)**

Sir:

The Issue Fee for the above-identified patent application has been paid. The Applicants, however, respectfully request that the above-identified patent application be withdrawn from issue under 37 C.F.R. § 1.313(c)(2) for consideration of a Request for Continued Examination filed herewith. A copy of the associated IDS are also attached herein. Allowance of the amended application is respectfully requested.

A check for \$130.00 is enclosed to cover the petition fee under 37 C.F.R. § 1.17(h). If there are any additional charges, please charge Deposit Account No. 02-2666. A duplicate copy of the Fee Transmittal is enclosed for deposit account charging purposes.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Dated: 7-26, 2005



Thomas S. Ferrill  
Reg. No. 42,532

12400 Wilshire Boulevard  
Seventh Floor  
Los Angeles, CA 90025-1026  
(408) 720-8300

07/28/2005 AKELLEY 00000002 09677261

01 FC:1464

130.00 0P